

EXHIBIT

2

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

KIMBERLY A. BAILEY,

Plaintiff,

V.

ELI LILLY AND COMPANY, et al.,

Defendants.

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CIVIL ACTION 06-0262-WS-C

ORDER

This matter is before the Court on the motion of defendant Eli Lilly and Company (“Lilly”) to stay all proceedings, (Doc. 4), and on the plaintiff’s motion to remand. (Doc. 11). For the reasons set forth in the Court’s order resolving the parties’ essentially identical motions in *Betts v. Eli Lilly and Company*, Civ. No. 06-0259-WS-B, the motion to stay is **denied** and the motion to remand is **granted**. This action is **remanded** to the Circuit Court of Mobile County.

DONE and ORDERED this 5th day of June, 2006.

s/ WILLIAM H. STEELE
UNITED STATES DISTRICT JUDGE